

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

FACTOR 2 MULTIMEDIA SYSTEMS, LLC,

Plaintiff,

v.

EARLY WARNING SERVICES, LLC;  
BANK OF AMERICA CORPORATION.;  
TRUIST FINANCIAL CORPORATION;  
CAPITAL ONE FINANCIAL  
CORPORATION; JPMORGAN CHASE &  
CO.; THE PNC FINANCIAL SERVICES  
GROUP, INC.; U.S. BANCORP; and  
WELLS FARGO & COMPANY

Defendants.

Case No. 6:24-cv-00362-XR

JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR  
BANK OF AMERICA TO RESPOND TO COMPLAINT**

Defendant Bank of America Corporation, by and through its undersigned counsel, respectfully moves this Court to extend the date by which to answer, move, or otherwise respond to Plaintiff's Complaint. Bank of America Corporation was served on August 19, 2024, making its response due Monday, September 9, 2024.

Bank of America Corporation respectfully requests that the deadline to answer or otherwise respond to the Complaint be extended by forty-five (45) days to October 24, 2024. Counsel for Bank of America Corporation conferred by email with Plaintiff's counsel on August 28, 2024. Plaintiff's counsel is not opposed to this Motion.

Bank of America Corporation does not seek delay in this case and submits this request so that justice may be done.

DATED: August 30, 2024

Respectfully submitted,

/s/ Heather E. Takahashi

Heather E. Takahashi

Zachary M. Briers (*admitted to practice in this District*)

Heather E. Takahashi (*admitted to practice in this District*)

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***Attorneys for Defendant  
Bank of America Corporation***

**CERTIFICATE OF CONFERENCE**

I certify that, as recited, I conferred by electronic mail on August 28, 2024, with opposing counsel concerning this Motion. Opposing counsel Joseph J. Zito indicated that his client was not opposed to the request for additional time.

/s/ Heather E. Takahashi  
Heather E. Takahashi

**CERTIFICATE OF SERVICE**

I certify that on August 30, 2024, a true and correct copy of the foregoing document was served electronically, via ECF, on all counsel of record who are deemed to have consented to such service under the Court's local rules.

/s/ Heather E. Takahashi  
Heather E. Takahashi